

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

RULES – Andhra Pradesh Prisons Rules, 1979 – Amendment –
Notification -Issued.

HOME (PRISONS.B) DEPARTMENT

G.O.Ms.No. 17

DATED:21-01-2010.

Read the following:-

1.G.O.Ms.No.47, Home (Prisons.B) Department, dated 13-03-2008.

2.From the Director General and Inspector General of Prisons and
Correctional Services, A.P., Hyderabad, Letter No.25/SB2/
2008, dated 08-05-2008 and 12-08-2008.

ORDER:-

The following notification will be published in the Extraordinary
issue of the Andhra Pradesh Gazette, dated_____

NOTIFICATION

In exercise of the powers conferred by Clause (17) of section 59 of
the Prisons Act, (Central Act 9 of 1894), the Governor of Andhra Pradesh
hereby makes the following amendment to the Andhra Pradesh Prisons
Rules, 1979 issued in G.O.Ms.No.386, Home (Prisons.B) Department,
dated 22nd May, 1979 published in Rules Supplement to Part.II of the
Andhra Pradesh Gazette, dated the 4th June, 1979 and as amended from
time to time:-

AMENDMENT

In rule 8 of the said rules in the table:-

(a) in Column No. (3), against Serial No.3, the words “Prakasam”
shall be omitted;

(b) after Serial No.3, the following shall be inserted as Serial No.
3 (a), namely:-

“3.A	District Jail, ongole	Prakasam District.	All the prisoners sentenced to imprisonment exceeding one month and upto two years.
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(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY MISRA,
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General and Inspector General of Prisons and
Correctional Services, A.P., Hyderabad.

The Commissioner of Printing, Stationery & Stores purchase,
Government of Andhra Pradesh, Hyderabad, (with 2 copies for publication
in A.P. Gazette and supply 50 copies).

P.T.O. for address entries

Copy to:

The Director General of Police, A.P., Hyderabad.
The Additional Director General of Police (CID), A.P., Hyderabad.
The Superintendent of Police, Ongole and Nellore.
The District Treasury Officer, Ongole, Prakasam District.
The Superintendent, District Jail, Ongole, Prakasam District.
The Superintendent, District Jail, Ongole.
The Superintendent, Central Prison, Nellore.
The Deputy Inspector General of Prisons (RR), Kadapa.
The Law (E) Department, A.P. Secretariat, Hyderabad.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER

**GOVERNMENT OF ANDHRA PRADESH
HOME (PRISONS.B) DEPARTMENT**

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MEMO NO.158904/PRI.B2/2008-4

DATED:09-11-2009

Sub:-Prisons Department – Upgradation of Sub Jail, Ongole to that of District Jail– Committal of convicted prisoners sentenced upto 2 years to District Jail, Ongole, – Amendment to Rule 8 of A.P., Prison Rules, 1979 – Regarding.

Ref:-1.G.O.Ms.No.47, Home (Prisons.B) Dept., dated 13-03-2008

2.From the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, Letter No.25/SB2/ 2008, dated 08-05-2008 and 12-08-2008.

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A copy of the draft amendment to Rule 8, of Andhra Pradesh Prisons Rules,1979, pertaining to the subject matter is sent herewith.

2. The Director General & Inspector General of Prisons and Correctional Services, A.P., Hyderabad, is, requested to examine whether the intentions of the department have been brought out in to the proposed draft in terms of the original Rules as amended for time to time, and furnish the same for taking further necessary action in the matter.

**AJAY MISRA,
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Director General & Inspector General of Prisons and
Correctional Services, A.P., Hyderabad (w.e)

//FORWARDED::BY ORDER//

SECTION OFFICER

HOME (PRISONS.B) DEPARTMENT

NOTE FOR CIRCULATION

The file relates to the request of the Director General (Prisons) for issue of Amendment to the Rule-8 of Andhra Pradesh Prisons Rules, 1979, for committing all the prisoners sentenced to imprisonment exceeding one month and up to two years, convicted in all the convicting courts in Prakasam District, since the Sub Jail, Ongole has been up-graded to that of District Jail, vide G.O.Ms.No.47, Home (Prisons.B) Department, dated 13-03-2008.

The Director General and Inspector General of Prisons and Correctional Services, A.P.,Hyderabad, vide his letter, dated 08-05-2008 has stated that the Government vide G.O.Ms.No.47, Home (Prisons.B) Dept. dated 13-03-2008, have issued orders upgrading the Sub Jail, Ongole to that of District Jail.

He has also stated that hitherto, all the prisoners sentenced to imprisonment exceeding three months and upto two years were committed to Central Prison, Nellore by the convicting Courts situated in Prakasam District as per Sl.No.3 of the Table given in Rule 8 of Andhra Pradesh Prisons Rules, 1979 as the Jail at Ongole was only a Sub Jail. Further, as per Rule 9 (2) of the said Rules, the prisoners sentenced to imprisonment not exceeding one month are only committed to the Sub Jail, Ongole, as this rule provides for committing the prisoners to the Jails situated nearest to the committing Courts.

The Director General (Prisons), has further stated that since, the Sub-Jail, Ongole, has already been upgraded to that of District Jail, prisoners sentenced to imprisonment exceeding one month and upto two years can be committed to the District Jail, Ongole instead of Central Prison, Nellore.

The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, has finally requested the Government to amend the Rule 8 of Andhra Pradesh Prisons Rules, 1979 duly including District Jail, Ongole after Sl.No.3 of the table given in this Rule as noted below. He has also furnished the draft amendment for taking necessary action to publish the same in the A.P. Gazette.

S.No	Name of the Jail	Name of the District in which <u>the convicting courts are situated</u>	Particulars of Prisoners to be committed
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4	District Jail, Ongole	All convicting Courts in Prakasam District.	All the Prisoners sentenced to imprisonment exceeding One month and upto two years.
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Accordingly, a draft amendment has been prepared and the file sent to Law Department for wetting the draft amendment. The Law Department has requested this Department to satisfy that the draft as modified in red ink brings out the intentions fully and correctly with reference to original rules as amended from time to time.

(C.No.15904/Pri.B2/2008)

The Director General (Prisons), has been requested vide Government Memo dated 09-11-2009, to examine whether the intentions of the Department have been brought out into the proposed draft in terms of the original rules as amended form time to time and furnish the same for taking further necessary action.

The Director General (Prisons), vide his letter, dated 29-12-2009, has informed that the draft amendment (G.O) is in accordance with the requirements of the Prisons Department and requested to issue orders, as proposed and arrange to publish in A.P. Gazette.

In view of the above position, it is for orders, whether the request of the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, for amending the Rule 8 of Andhra Pradesh Prisons Rules, 1979 duly including District Jail, Ongole after SI.No.3 of the table given in this Rule as noted below may be agreed to:-

S.No	Name of the Jail	Name of the District in which <u>the convicting courts are situated</u>	Particulars of Prisoners to be committed
3 (A)	District Jail, Ongole	All convicting Courts in Prakasam District.	All the Prisoners sentenced to imprisonment exceeding One month and upto two years.

The file may be circulated to Hon'ble Minister (Home), for approval on para () above.